

Serial No. 10/733,913
Petition to Withdraw Application from Issue

Attorney Docket No. HAM-10802/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Liang Shao et al.

Serial No.: 10/733,913

Group Art Unit: 2855

Filed: December 11, 2003

Examiner: Eric Scott McCall

For: THROTTLE POSITION SENSOR

PETITION TO WITHDRAW APPLICATION FROM ISSUE

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Dear Sir:

Applicant hereby petitions the Patent and Trademark Office to withdraw the above-identified United States patent application from issue pursuant to 37 CFR §1.313(c).

1. The issue fee was paid on August 22, 2005.
2. Certain prior art, specifically European Patent No. EP 0 354 269 A1 and German Patent No. DE 35 22 775 A1, render invalid one or more claims of the above-identified application as of the date the issue fee was paid in August 2005.
3. A continuing application together with an information disclosure statement and filing fee is filed concurrently herewith. Attached is a copy of Express Mail Label EV734450440US used for the Express Mailing of the continuation application.

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Serial No. 10/733,913

Petition to Withdraw Application from Issue

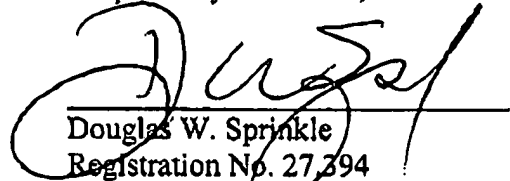
4. A request for Express Abandonment Under 37 CFR 1.138 is also being filed concurrently herewith. Attached is a copy of the Express Abandonment along with a certificate of facsimile with today's date.

5. The amended claims now define the apparatus/method for determining the voltage at the wiper contact point with the resistive strip which is not shown or taught by the prior art.

6. Please charge Deposit Account No. 07-1180 for the petition fee pursuant to 37 CFR §17(h).

The grant of this petition is earnestly solicited.

Respectfully submitted,



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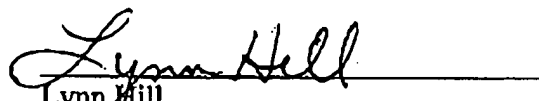
Attorney for Applicant

DWS/gS

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CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this correspondence is being sent to the United States Patent Office via facsimile (571-273-0025) on November 21, 2005.



Lynn Hill

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Shao et al.	Attorney Docket:	HAM-10802/04
Serial No.:	10/733,913	Group Art Unit:	2855
Filed:	12/11/2003	Examiner:	McCall
Title:	THROTTLE POSITION SENSOR		

TO: Petitions

FROM: Douglas W. Sprinkle

PAGES: 8

DOCUMENT(S) BEING FAXED:

- 1) Petition to Withdraw Application for Issue (in duplicate)
- 2) Copy of Express Mail label for continuation application filed today
- 3) Copy of Express Abandonment of US SN 10/733,913 with Certificate of Facsimile

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the attached Express Abandonment Under 37 CFR 1.138 is being transmitted by facsimile to the Patent and Trademark Office fax number 571-273-0025, on November 21, 2005.


Lynn L. Hill

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TO: Pre-Grant Publications
FROM: Douglas W. Sprinkle
PAGES: 2

DOCUMENT(S) BEING FAXED:

1) EXPRESS ABANDONMENT UNDER 37 CFR 1.138

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the attached Express Abandonment Under 37 CFR 1.138 is being transmitted by facsimile to the Patent and Trademark Office fax number 703-305-8568, on November 21, 2005.


Lynn L. Hill

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